



TOWN OF AMENIA

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TOWN OF AMENIA PLANNING BOARD

Resolution # 5 for 2022

SEQRA NEGATIVE DECLARATION FOR AMENIA FIRE COMPANY

April 6, 2022

WHEREAS, Amenia Fire Company (the "Applicant") has applied to the Town of Amenia Planning Board ("Planning Board") for Site Plan Review of the proposed construction of a new 6,960 square foot truck bay structure to serve an existing firehouse (the "Project") located at 36 Mechanic Street, Town of Amenia, Dutchess County (Grid #132000-7167-14-279456-0000) (the "Project Site"); and;

WHEREAS, the Project Site is located in the Hamlet Mixed Use Zoning District and the Priority/Primary Valley Bottom Aquifer. The Site is in an area of special flood hazard, Zone AE, with base flood elevation 545'; and

WHEREAS, the Project is an allowable use and a major project subject to Site Plan Review by the Planning Board pursuant to Article IX of the Zoning Law; and;

WHEREAS, the Applicant submitted an application to the Town of Amenia Planning Board ("Planning Board") for Site Plan Review approval of the Project consisting of: (1) a Land Use Application; (2) a SEQRA Short Environmental Assessment Form ("SEAF"), Part 1; (3) site plans prepared by Rennia Engineering Design, PLLC; (4) the requisite filing fee and escrow amount for the application; and (5) a variety of additional documentation (collectively, the "Application"); and

WHEREAS, in addition to the proposed truck bay structure, the Applicant proposes related site improvements, including a driveway, walkway, parking and a new sign, and has provided information in the SEAF, Part 1, along with other supporting information, to allow for Planning Board SEQRA review of the proposed Project; and

WHEREAS, the Planning Board has reviewed the application and all other materials described above; and

WHEREAS, the State Environmental Quality Review Act and its implementing regulations in 6 NYCRR Part 617 (collectively, "SEQRA") require a lead agency to undertake a thorough review of a proposed action's potentially significant adverse environmental impacts prior to any discretionary approvals being granted by the Planning Board or any other involved agency; and

WHEREAS, the Planning Board determined that the Project is an Unlisted action pursuant to SEQRA and stated its intention to serve as the lead agency for purposes of conducting and coordinating the environmental review of the Action on behalf of all involved agencies; and

WHEREAS, as required by 6 NYCRR § 617.6 of the SEQRA regulations, the Planning Board conducted a coordinated review by distributing the following documents to all potentially involved and interested agencies: (1) Notice to Designate the Planning Board as the SEQRA Lead Agency for the Project; (2) Lead Agency Consent Form; (3) Application Documentation; (4) SEQRA Short Environmental Assessment Form (“SEAF”), Part 1; and (5) Site Plans; and

WHEREAS, no involved or interested agencies objected to the Planning Board serving as the SEQRA lead agency for the Project; and

WHEREAS, the Planning Board established itself as the lead agency for conducting and coordinating the environmental review of the Project under SEQRA; and

WHEREAS, the SEQRA regulations provide that for coordinated review of an Unlisted action “the lead agency making a determination of significance must: (1) consider the action as defined in sections 617.2(b) and 617.3(g) of SEQRA; (2) review the EAF, the criteria for determining significance contained in SEQRA and any other supporting information to identify the relevant areas of environmental concern; (3) thoroughly analyze the identified relevant areas of environmental concern to determine if the action may have a significant adverse impact on the environment; and (4) set forth its determination of significance in a written form containing a reasoned elaboration and providing reference to any supporting documentation;” and

WHEREAS, the SEQRA regulations also provide that “[t]o determine whether a proposed ... Unlisted action may have a significant adverse impact on the environment, the impacts that may be reasonably expected to result from the proposed action must be compared against the criteria in....section 617.7(c)(1) of the SEQRA regulations”; and

WHEREAS, the Planning Board has reviewed and considered the SEQRA SEAF, Part 1 for the Action provided by the Applicant; and

WHEREAS, the Planning Board has completed SEQRA SEAF Parts 2 and 3, after reviewing all the other supporting information or comments submitted to the Planning Board by the Applicant, the Planning Board’s engineer and counsel, other agencies and the public; and after reviewing the criteria for determining significance set forth under Section 617.7(c)(1) of the SEQRA regulations and analyzing the relevant areas of environmental concern, has determined that the Project will not have any significant adverse impact on the environment.

WHEREAS, as required by SEQRA, the Planning Board has prepared a written elaboration as to why the Action will have no significant adverse environmental impacts, and why the issuance of a Negative Declaration is appropriate.

NOW, THEREFORE, BE IT RESOLVED, that the Planning Board approves the SEAF (Parts 1, 2 and 3) and the Planning Board Chairman is authorized to sign Part 3 of the SEAF on behalf of the Planning Board; and

BE IT FURTHER RESOLVED, that

1. The Planning Board issues a SEQRA Negative Declaration for the Project concluding that it will not create any significant adverse environmental impacts and that a draft environmental impact statement will not be prepared; and
2. The Planning Board adopts and incorporates herein by reference the attached written Negative Declaration for the Project; and

BE IT FURTHER RESOLVED, that the Planning Board directs its Secretary to file this Negative Declaration as required by 6 NYCRR § 617.12 of the SEQRA regulations; and

BE IT FURTHER RESOLVED, that this resolution shall take effect immediately.

The foregoing resolution was voted upon with all members of the Planning Board voting as follows: Motion : J. Stefanopoulos Seconded: T. Robustelli

	<u>Yes</u>	<u>No</u>	<u>Abstain</u>	<u>Absent</u>
Robert Boyles, Jr. Chairperson	<u>✓</u>	<u>_____</u>	<u>_____</u>	<u>_____</u>
John Stefanopoulos	<u>✓</u>	<u>_____</u>	<u>_____</u>	<u>_____</u>
Neal Kusnetz	<u>_____</u>	<u>_____</u>	<u>_____</u>	<u>✓</u>
Matthew Deister	<u>_____</u>	<u>_____</u>	<u>_____</u>	<u>reused</u>
Nina Peek	<u>✓</u>	<u>_____</u>	<u>_____</u>	<u>_____</u>
Anthony Robustelli	<u>✓</u>	<u>_____</u>	<u>_____</u>	<u>_____</u>

Dated: April 6, 2022
Amenia, New York

VOTE IS CERTIFIED BY:

Judith Westfall
Judith Westfall, Secretary